

CITY COUNCIL #18-97

PRESENT: A regular meeting of Council was held with the following members present: Mayor Dick Aubry, Aldermen Denis Carr, Chuck Charlebois, Dean Hollingsworth, Susan Carter, Naresh Bhargava, Brian Lynch, Claude Poirier, Chris Savard, Brian Sylvester, and Angelo Lebano.

IN ATTENDANCE: Paul Fitzpatrick, Assistant C.A.O./Manager, Economic Development, Christine Lefebvre, Dave Fielding, Ken Gauthier, Graham Dart, Frank McDonald, Fern Hamelin, and D. Labelle-Gélinas, Deputy Clerk/Recording Secretary.

INVOCATION - Reverend Fred Rennie, St. John's Presbyterian Church

DISCLOSURE OF INTEREST

Nil

PRESENTATION

#1. Ontario Winter Games Legacy Awards

Mrs. Jill Proctor, Chairman of the Ontario Winter Games Legacy Award, was present this evening to honor a male and a female student in Stormont, Dundas and Glengarry who are pursuing post secondary studies and who have demonstrated academic excellence.

Seventeen candidates were nominated for 1997 and the two successful candidates were Monique Bergeron of La Citadelle Secondary School and Sean van Diepen of St. Josephs Secondary School.

#2. St. Lawrence Recreation Trail

Mr. John de Ronde, Waterfront and Parks Planner for the Corporation of the City of Cornwall, provided Council with the final product of their support to provide a single name and logo for the bike path / recreation trail from Cornwall to Upper Canada Village and the 1000 Islands.

The purpose of the recommendation was to enable Cornwall, Seaway Tourism and the St. Lawrence Parks Commission to market the recreation trail to a growing bike touring industry as well as being another lure to campers and visitors to this region.

#3. **Canada Week**

Mr. Norm Lalonde, Chairman of Canada Week, was present this evening, in honor of his 25th Anniversary with the Canada Week Committee.

Mayor Aubry provided an historical review of Mr. Lalonde's community involvement and the patriotism he has displayed as an inspiration to all Cornwall citizens.

Council presented Mr. Lalonde with a framed certificate and a pen gift set in recognition of his achievements.

ADOPTION OF MINUTES

It was moved by Aldermen Brian Lynch and Chuck Charlebois that the Committee of Council minutes of June 9, 1997, be approved as presented.

MOTION CARRIED

It was moved by Aldermen Chris Savard and Angelo Lebano that the City Council minutes of June 9, 1997 be approved as presented.

MOTION CARRIED

It was moved by Aldermen Brian Lynch and Naresh Bhargava that the Special Committee of Council minutes of June 16, 1997, be approved as presented.

MOTION CARRIED

It was moved by Aldermen Naresh Bhargava and Angelo Lebano that the Special Committee of Council minutes of June 18, 1997, be approved as amended.

MOTION CARRIED

COMMITTEE OF THE WHOLE

It was moved by Aldermen Angelo Lebano and Brian Lynch that Council go into the Committee of the Whole and that all delegations, resolutions, communications, and by-laws be referred to that Committee and that By-laws 073-1997 to 081-1997 inclusive, be given first reading.

MOTION CARRIED

BY-LAWS - First Reading

073-1997 A by-law to amend the Traffic By-law #069-1989, as amended, to designate an official responsible for approvals relating to all aspect of traffic control signals located on municipal roadways.

074-1997 A by-law to repeal by-law 059, 1997, being a by-law for a tax extension agreement for property municipally described as 235-235A Prince Arthur Street.

- 075-1997 A by-law to authorize the Mayor and Clerk to sign a two year Lease Extension Agreement with the Ontario Realty Corporation (Courtroom space) for the fourth floor of the Justice Building from May 1, 1997 ending April 30, 1999.
- 076-1997 A by-law to authorize the Mayor and Clerk to sign all necessary documents to purchase property on Ninth Street East.
- 077-1997 A by-law to name and dedicate property as Ninth Street East.
- 078-1997 A by-law to amend the Traffic By-law 069, 1989, as amended, to add Schedule II for full time parking controls on Iroquois Drive.
- 079-1997 A by-law to amend the Traffic By-law 069, 1989, as amended, to delete Schedule V (a) loading zone on Third Street.
- 080-1997 A by-law to enter into an agreement with HGC Management Inc. commissioning HGC to assume the existing responsibilities, conditions and pricing of Contract #61-95, Operation of the Solid Waste Recycling Collection Program and Waste Recycling Facility.
- 081-1997 A by-law to terminate Contract 61-95 commissioned to Laidlaw Waste Systems Limited.

DELEGATIONS

#1. Raisin Region Conservation Authority

Mr. Roger Houde, Project Manager for the Raisin Region Conservation Authority, provided a review of the major changes that the Authority has undergone over the last year. Mr. Houde's presentation described their current programs and services.

Among the changes made as a result of the passing of Bill 26, was the transfer of operations of the Cooper Marsh Conservation Area and Visitor Centre to South Glengarry, and the operation of Gray's Creek Marina to the City of Cornwall with the R.R.C.A. retaining ownership.

In conclusion, Mayor Aubry thanked Mr. Houde for his presentation.

RESOLUTIONS

- 12-1997 It was moved by Aldermen Brian Sylvester and Naresh Bhargava that the Council of the Corporation of the City of Cornwall authorizes the Clerk and Treasurer to submit a petition for allocation of subsidy funds for the provision of public transportation services under the Public Transportation and Highway Improvement Act on 1997 capital expenditures of \$13,875 for the physically disabled persons.

MOTION CARRIED

CONSENT AGENDA

Alderman Brian Lynch requested that Consent Item "C" be moved to Communications as item #13.

It was moved by Aldermen Brian Sylvester and Claude Poirier that the Consent Agenda be approved as amended.

A. PETITION TO PROHIBIT FEMALES FROM BEING TOPLESS IN PUBLIC

See Communication Item #1.

B. PROVINCIAL GOV'T, TELEPHONE GROSS RECEIPTS TAX/USE OF MUNICIPAL RIGHTS-OF WAY

That Council endorse a resolution from the City of North York requesting that, if the Province of Ontario does not compensate municipalities for the loss or revenues with respect to Municipal rights-of-way, that the Federal Government be requested to amend its legislation to require the telecommunications companies to pay municipalities directly for the use of rights-of-way.

C. CORNWALL LIFT-OFF - FOURTH ANNUAL BALLOON FESTIVAL

Moved to Communications as Item #13.

D. TOWN OF ROCKLAND, TRANSFER OF SERVICES

That Council endorse a resolution from the Town of Rockland requesting, that if the Province does not provide and confirm the details pertaining to the transfer of services prior to June 1997, that the Province must commit to delay all these transfers until January 1, 1999 to allow municipalities time to prepare itself accordingly.

COMMUNICATION

1. WEARING OF TOPS BY FEMALES IN PUBLIC FACILITIES

It was moved by Aldermen Chris Savard and Naresh Bhargava that:

i) the policies and procedures for topless females in Supervised Parks and for topless female bathers in Public Pools for both the Playground Program and the Aquatic Section, be approved by Council; and

ii) that the matter of trespass provisions be examined on the receipt of a further legal opinion; and

iii) that the petition received on this matter be directed to Bob Kilger, M.P. for S.D. & G. as it pertains to a matter under the jurisdiction of the Federal Government.

An amendment to the main motion was proposed by Aldermen Brian Lynch and Angelo Lebano that Council petition the Federal Government to amend the Criminal Code to prohibit women from being topless at public facilities, omitting public beaches.

An amendment to the amendment was further proposed by Aldermen Claude Poirier and Brian Sylvester that Council apply the same resolution as the City of Ottawa, that indoor municipal facilities be posted with signs in both official languages reading: "Women 10 years of age or over are required to wear tops. Violators will be asked to leave.", and that it apply to all outdoor pools operated by the City of Cornwall.

**AMENDMENT TO THE AMENDMENT
DEFEATED**

**AMENDMENT TO THE MAIN
MOTION DEFEATED**

**MAIN MOTION CARRIED AS
PRESENTED**

2. PETITION REGARDING STRAY CATS

It was moved by Aldermen Brian Lynch and Naresh Bhargava that Council receive the report from the Deputy Clerk under date of June 9, 1997.

MOTION CARRIED

3. EMPLOYMENT CONTRACTS

It was moved by Aldermen Denis Carr and Brian Lynch that Council receive the report from the Manager, Human Resources under date of June 3, 1997.

MOTION CARRIED

4. **LAND EXPROPRIATION - 900 PITT STREET**

It was moved by Aldermen Chris Savard and Susan Carter that Council approve by Resolution the expropriation of the property; and that by-law 067-1997 be given 2nd, 3rd and final reading for the expropriation of the property for the purpose of a road widening on the north side of Ninth Street West, and to authorize the Mayor and Clerk to sign all necessary documents.

It was then proposed by Aldermen Dean Hollingsworth and Claude Poirier that this matter be postponed until July 14th, 1997 in order to provide Administration with further opportunity to prepare additional analysis for Council consideration.

**AMENDMENT TO POSTPONE
CARRIED**

5. **TRAVEL & MEMBERSHIPS**

It was moved by Aldermen Brian Lynch and Denis Carr that Council receive the report from the Chief Administrative Officer under date of June 4, 1997.

MOTION CARRIED

6. **THE CITY OF CORNWALL'S ANNUAL PICNIC**

It was moved by Aldermen Susan Carter and Brian Sylvester that City Council authorize the Department of Planning and Recreation Services to organize a picnic for the children of the community on Saturday, August 23 as part of the Balloon Festival and approve the expenditure of \$2,100.00 from the City budget for the purchase of food and entertainment.

MOTION CARRIED

7. **PITT STREET/CNR OVERPASS REHABILITATION**

It was moved by Aldermen Chuck Charlebois and Chris Savard that Council authorize the transfer of \$300,000.00 from the Water Street Resurfacing project to the Pitt Street/CNR Overpass Rehabilitate Project.

MOTION CARRIED

8. **TENDER 97-T39 - Plumbing & Heating Services**

It was moved by Aldermen Brian Lynch and Angelo Lebrano that this tender be awarded to Lapierre Plumbing & Heating Limited, Cornwall, at the hourly rate of \$24.00 for Item #1, \$11.00 for Item #2, 10-30% discount for Item #3, being the lowest bid meeting the tender specifications.

MOTION CARRIED

9. **TENDER 97-T42** - Replacement of HVAC Dampers @ Civic Complex

It was moved by Aldermen Naresh Bhargava and Chuck Charlebois that this tender be awarded to Rosedale Mechanical, Long Sault, at the total bid price of \$19,195.80 including taxes being the lowest bid meeting the tender specifications.

MOTION CARRIED

10. **TENDER 97-T43** - Purchase of Lease of Front Wheel Drive Window Van

It was moved by Aldermen Angelo Lebano and Brian Sylvester that Option 2 of this tender be awarded for a three (3) year period to Miller Hughes Ford Sales Limited, Cornwall, at a total bid price of \$404.31 per month including taxes being the lowest bid meeting the tender specifications.

MOTION CARRIED

11. **TENDER 97-T45** - Purchase Computer Equipment, Maintenance & Network Systems Integration

It was moved by Aldermen Chuck Charlebois and Chris Savard that this tender be awarded to Accesoware Services, Cornwall, at the total bid price of \$199,394.05 including taxes being the lowest bid meeting the tender specifications.

MOTION CARRIED

12. **TENDER 97-T47** - Pitt Street CNR Overpass Rehabilitation

It was moved by Aldermen Naresh Bhargava and Chuck Charlebois that this tender be awarded to L. J. Looby Contracting Limited, Dublin, Ontario, at the total bid price of \$1,053,939.29 being the lowest bid meeting the tender specifications, conditional upon the City of Cornwall receiving funding under the Canada Ontario Infrastructure Program for this project.

MOTION CARRIED

13. **CORNWALL LIFT-OFF**

It was moved by Aldermen Chuck Charlebois and Susan Carter that Cornwall Lift-off be permitted to hold a midway in Lamoureux Park as part of its 4th Annual Balloon Festival.

It was then moved by Aldermen Denis Carr and Chuck Charlebois that this matter be postponed until additional information is provided for Council's consideration.

**MOTION TO POSTPONE
CARRIED**

ADOPTION OF THE COMMITTEE OF THE WHOLE

BY-LAWS - Second Reading

It was moved by Aldermen Susan Carter and Naresh Bhargava that the Committee of the Whole be adopted as reported and that by-laws 073-1997 to 081-1997 inclusive be given second reading.

MOTION CARRIED

BY-LAWS - Third Reading

It was moved by Aldermen Brian Lynch and Chris Savard that by-laws 073-1997 to 081-1997 inclusive be taken as read a third time and finally passed.

MOTION CARRIED

REPORTS FROM AD HOC COMMITTEES OF COUNCIL

Cornwall Electric

Mayor Aubry indicated that Council was committed with the timely release of information to all citizens of Cornwall and that they would not release any information that would jeopardize the ongoing negotiations with Cornwall Electric.

Mayor Aubry further stated that prior to any final decision being made, public meetings would take place to inform the citizens and to allow for an opportunity to voice their views.

NOTICES OF MOTION

UNFINISHED BUSINESS

NEW BUSINESS

#1. Lilac Festival

It was moved by Aldermen Naresh Bhargava and Susan Carter that:

WHEREAS the fragrance and the beauty of lilac flowers have captivated the hearts of men and women for centuries; and

WHEREAS the Lilac Festival Committee has been promoting the planting of lilac flowers in Cornwall and has been instrumental in planting over 7000 plants in the last five years as well as creating the Lilac Memorial Garden; and

WHEREAS over thirteen hundred of these lilacs of sixty eight different varieties are now growing in Lamoureux Park; and

WHEREAS these plantings and others done by individuals are leading our City to become the City of Lilacs.

NOW THEREFORE BE IT RESOLVED that the City of Cornwall adopt the Lilac as its official flower and let Cornwall be known as the City of Lilacs.

MOTION CARRIED

#2. **Economic Development Fee for Services**

It was moved by Aldermen Dean Hollingsworth and Chuck Charlebois that:

WHEREAS City Council directed the United Counties Liaison Committee to investigate a coalition of Social Services with the United Counties; and

WHEREAS Economic Development could be more effective if done on a regional basis.

THEREFORE BE IT RESOLVED that Council request the Liaison Committee to also enter into discussions to provide Economic Development on a fee for service basis.

MOTION CARRIED

#3. **Fee for Use of City Property**

It was moved by Aldermen Dean Hollingsworth and Brian Lynch that:


WHEREAS Council must recover all costs; and

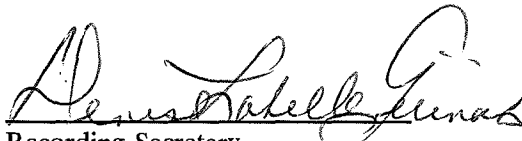
WHEREAS Council has asked Administration to consider a fee for use of Municipal property.

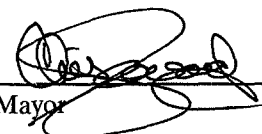
THEREFORE BE IT RESOLVED that Council ask Administration for a review of a fee for all private sector uses on Municipal property.

MOTION DEFEATED

The meeting adjourned at 10:35 p.m.


Clerk


Recording Secretary


ACTING Mayor